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Senate

(Legislative day of Wednesday, February 6, 2008)

The Senate met at 9:30 a.m., on the expiration of the recess, and was called to order by the Honorable SHERROD BROWN, a Senator from the State of Ohio.

PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal Father, who desires us to become lights in a dark world, thank You for illuminating our lives with Your presence. Give to our Senators sufficient grace to overcome all that would obscure Your glorious brightness. Infuse them with humility and wisdom that they will possess clarity of mind, purity of heart, and singleness of devotion to Your purposes. Break down the walls that divide and confuse them and lead them to common ground.

As a caring community, we reach out to Senator and Mrs. Cornyn and ask that You give them Your comfort as they grieve the death of Sandy's Mother, Virginia. Give them and their loved ones Your peace.

We pray in Your merciful Name. Amen.

PLEDGE OF ALLEGIANCE

The Honorable SHERROD BROWN led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. BYRD).

The legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, February 8, 2008.

To the Senate:

Under the provisions of rule I, section 3, of the Standing Rules of the Senate, I hereby appoint the Honorable SHERROD BROWN, a Senator from the State of Ohio, to perform the duties of the Chair.

ROBERT C. BYRD,
President pro tempore.

Mr. BROWN thereupon assumed the chair as Acting President pro tempore.

RECOGNITION OF THE MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The majority leader is recognized.

SCHEDULE

Mr. REID. Mr. President, following my remarks today, the Senate will be back on the Foreign Intelligence Surveillance Act. Under an order previously entered, all amendments must be debated with all time used today or Monday. There will be no rollcall votes today or Monday.

I wish to tell everyone there is a lot of time left on the FISA legislation—8 hours or so, according to how you add it up; some say 6. People are going to have to do it today or Monday or the time will be gone and we are going to complete voting on this on Tuesday. It could be a long Tuesday.

We will finish this work period with some other things we have to accomplish. Next week, we have a number of things we are going to try to accomplish and then we are out a week and then we are back for 3 weeks and then we are out for a couple weeks. And then we are here for 8 weeks. There is a lot to do both here and at home. I hope we have a productive day on Monday.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, leadership time is reserved.

FISA AMENDMENTS ACT OF 2007

The ACTING PRESIDENT pro tempore. The Senate will resume consideration of S. 2248, which the clerk will report.

The legislative clerk read as follows:

A Bill (S. 2248) to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

Pending:

Rockefeller-Bond amendment No. 3911, in the nature of a substitute.

Whitehouse amendment No. 3920 (to amendment No. 3911), to provide procedures for compliance reviews.

Feingold amendment No. 3979 (to amendment No. 3911), to provide safeguards for communications involving persons inside the United States.

Feingold-Dodd amendment No. 3912 (to amendment No. 3911), to modify the requirements for certifications made prior to the initiation of certain acquisitions.

Dodd amendment No. 3907 (to amendment No. 3911), to strike the provisions providing immunity from civil liability to electronic communication service providers for certain assistance provided to the Government.

Bond-Rockefeller modified amendment No. 3938 (to amendment No. 3911), to include prohibitions on the international proliferation of weapons of mass destruction in the Foreign Intelligence Surveillance Act of 1978.

Feinstein amendment No. 3910 (to amendment No. 3911), to provide a statement of the exclusive means by which electronic surveillance and interception of certain communications may be conducted.

Feinstein amendment No. 3919 (to amendment No. 3911), to provide for the review of certifications by the Foreign Intelligence Surveillance Court.

Specter-Whitehouse amendment No. 3927 (to amendment No. 3911), to provide for the substitution of the United States in certain civil actions.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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